

BEST AVAILABLE COPY

Attorneys at Law

 RECEIVED
 CENTRAL FAX CENTER

OCT 24 2006

 Suite 2800 1100 Peachtree St.
 Atlanta GA 30309-4530
 404 815 6500 404 815 6555
 www.KilpatrickStockton.com

October 24, 2006

direct dial 404 685 6799

direct fax 404 541 3244

BHolmes@KilpatrickStockton.com

FAX

RECIPIENT/ PHONE NO.	FAX NO.	COMPANY/ CITY, STATE, COUNTRY
USPTO	571-273-8300	U.S. Patent and Trademark Office Alexandria, VA

Brenda O. Holmes
FROM

8

PAGES (WITH COVER)

6559
REFERENCE NO

44471.297709

CLIENT/MATTER NO.

PLEASE CALL 404 815 6497 IF YOU HAVE DIFFICULTY WITH THIS TRANSMISSION.**CONFIDENTIALITY NOTE:**

The information contained in this fax message is being transmitted to and is intended for the use of the individual named above. If the reader of this message is not the intended recipient, you are hereby advised that any dissemination, distribution or copy of this fax is strictly prohibited. If you have received this fax in error, please immediately notify us by telephone and destroy this fax message.

COMMENTS

The U.S. Patent and Trademark Office is asked to acknowledge receipt of the following:

1. Transmittal Form PTO/SB/21
2. Amendment and Response

Applicant: Youhei Toyoshima
 U.S. Patent Application No. 10/783,666; filed: February 20, 2004
 Examiner: Jeremy Austin Luks
 Art Unit: 2837

TO BE COMPLETED BY KS OPERATIONS CENTER**TRANSMISSION RECEIPT DATE/TIME:** _____**COMPLETED BY:** _____**JOB CODE** _____

US20009545RD4.1

ATLANTA AUGUSTA CHARLOTTE LONDON NEW YORK RALEIGH STOCKHOLM WASHINGTON WINSTON-SALEM

PAGE 1/8 * RCVD AT 10/24/2006 4:21:12 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-2/14 * DNIS:2738300 * CSID:+4048156118 * DURATION (mm:ss):02:14

Oct-24-06 16:23

From-KILPATRICK STOCKTON LLP

RECEIVED
CENTRAL FAX CENTER

T-855 P.02/08 F-537

OCT 24 2006

PTO/SB/21 (07-06)

Approved for use through 09/30/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

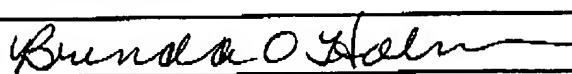
Total Number of Pages in This Submission 7 Attorney Docket Number 44471.297709

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s).	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm KILPATRICK STOCKTON LLP

Signature 

Printed Name Brenda O. Holmes

Date 10.24.2006

Reg. No. 40,339

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature

Typed or printed name

Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Oct-24-06 16:24

From-KILPATRICK STOCKTON LLP

+4048156118

T-855 P 03/08 F-537

RECEIVED
CENTRAL FAX CENTER

OCT 24 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Youhei TOYOSHIMA

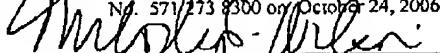
SERIAL NO.: 10/783,666 GROUP ART UNIT: 2837

FILED: February 20, 2004 EXAMINER: Jeremy Austin Luks

CERTIFICATE OF FACSIMILE TRANSMISSION

FOR: Muffler

I hereby certify that this document and all documents referred to as enclosed are being sent to the United States Patent Office at Fax No. 571-273-8300 on October 24, 2006.



Melody T. Wilson

DATE: October 24, 2006

Attorney Docket No.: 44471/297709

AMENDMENT AND RESPONSE

Sir:

This Amendment and Response is being submitted in reply to the Office Action dated July 24, 2006. Please enter the Amendment and reconsider the application in light of the amendment and the appended remarks.

Amendments to the Claims are reflected in the listing of claims, which begin on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

US20060530991a.1